IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SEVENTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 8573 of 2002

Between:

A.Bhaskar Naidu, S/o Chinna Rama Naidu, R/o LIG-118, TUDA Quarters, Chinnaiah Gunta, Tirupathi, Chittoor District.

..... PETITIONER

AND

1. Srikalahasti Municipality, rep.by its Municipal Commissioner, Srikalahasti, Chittoor District.
2. The Municipal Commissioner, Srikalahasti Municipality, Srikalahasti, Chittoor District.
3. The Inspector of Police, Srikalahasti Urban Circle, Srikalahasti, Chittoor District.
4. The Mandal Revenue Officer, Srikalahasti Mandal, Srikalahasti, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus declare the action of the respondents in levying penalty/collecting compounding fee from the lorries transporting sand from the leased area of the petitioner pertaining to Swarnamuki river, Srikalahasti as arbitrary and illegal and consequently direct the respondents to forbear from collecting penalty/compounding fee by intercepting the lorries during the subsistence of petitioner's lease period.

Counsel for the Petitioner: MR.C.V.NAGARJUNA REDDY

Counsel for the Respondents 1 & 2: Standing counsel for Srikalahasti Municipality

Counsel for the Respondents 3 & 4: GOVERNMENT PLEADER FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT

The Court made the following :

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.8573 OF 2002

ORDER:

In view of the fact that the lease in favour of the petitioner expired on 31.03.2003, nothing survives in the writ petition. The writ petition is accordingly dismissed as infructuous.

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(V.V.S.RAO,J)

17.09.2004.

pln

To

1. Municipal Commissioner, Srikalahasti Municipality, Srikalahasti, Chittoor District.

2. The Inspector of Police, Srikalahasti Urban Circle, Srikalahasti, Chittoor District.

3. The Mandal Revenue Officer, Srikalahasti Mandal, Srikalahasti, Chittoor District.

4. Two CCs to the Government Pleader for Municipal Administration and Urban Development, High Court Buildings, Hyderabad (OUT)

5. 2 CD copies.